

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA : Hon. Leda Dunn Wettre  
v. : Mag. No. 23-13255  
CESAR HUMBERTO PINA : **ORDER FOR CONTINUANCE**

1. This matter came before the Court on the joint application of Philip R. Sellinger, United States Attorney for the District of New Jersey (Mark J. Pesce and Carolyn Silane, Assistant U.S. Attorneys, appearing), and defendant Cesar Humberto Pina (Linda George, Esq., appearing), for an order granting a continuance under 18 U.S.C. § 3161(h)(7)(A) through December 31, 2023.

2. This is the first continuance in this case.

3. Counsel for the parties represented that this additional continuance is necessary for effective preparation and to permit the parties to attempt to resolve this case prior to indictment and thereby avoid a trial.

4. Counsel for the United States also represented that this additional continuance is necessary to prevent any more non-excludable days under § 3161(h) from expiring.

5. The defendant knows that he has the right under § 3161(b) to have this matter submitted to a grand jury within thirty days after his arrest.

6. The defendant, through counsel, has consented to this continuance.

7. **FOR GOOD CAUSE, THIS COURT FINDS** that this case should be continued for the following reasons:

a. Despite the exercise of diligence, therefore, the circumstances of this case require giving defense counsel a reasonable amount of additional time for effective preparation.

b. Both the United States and the defendant desire additional time to attempt negotiate a plea agreement, which would render grand jury proceedings and a trial in this matter unnecessary.

c. Thus, the ends of justice served by granting the continuance and preventing any further non-excludable days from passing under § 3161(h) outweigh the best interest of the public and the defendant in a speedy trial.

IT IS, therefore:

ORDERED that this action is continued through December 31, 2023; and it is further

ORDERED that those days are excluded in computing time under the Speedy Trial Act of 1974; and it is further

ORDERED that nothing in this Order or the application prompting it is a finding or representation that less than 31 non-excludable days under § 3161(h) have expired.



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HON. LEDA DUNN WETTRE  
United States Magistrate Judge

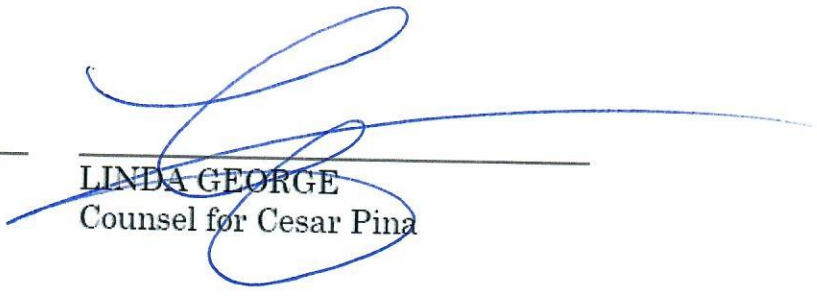
Dated: October 20, 2023

Form and entry consented to:

*/s/ Carolyn Silane*

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MARK J. PESCE  
CAROLYN SILANE  
Assistant U.S. Attorneys



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LINDA GEORGE  
Counsel for Cesar Pina